ELIZABETH ESTES, State Bar No. 173680
AMY R. LEVINE, State Bar No. 160743
DAMARA MOORE, State Bar No. 215678
MILLER BROWN & DANNIS
71 Stevenson Street, 19th Floor
San Francisco, CA 94105
Telephone: (415) 543-4111
Facsimile: (415) 543-4384

FREMONT UNIFIED SCHOOL DISTRICT

Attorneys for Defendant

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

K.S., a minor, by and through her parents, P.S. and M.S.,

Plaintiff,

v.

FREMONT UNIFIED SCHOOL DISTRICT,

Defendant.

Case No. C06 7218 SI

STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING DATE ON **DEFENDANT'S MOTION TO DISMISS**

DATE:

February 9, 2007

TIME:

9:00 a.m.

LOCATION: Courtroom 10, 19th Floor.

JUDGE:

Hon. Susan Illston

Complaint Filed:

Nov. 21, 2006

The parties hereto by and through their counsel of record hereby stipulate and agree that the hearing date for defendant FREMONT UNIFIED SCHOOL DISTRICT's motion to dismiss, currently scheduled for 9:00 a.m., February 9, 2007, shall be continued to 9:00 a.m., February 23, 2007, or a time and date as soon thereafter as convenient to the Court.

The parties further stipulate and agree that the defendant's reply in support of its motion to dismiss shall be due February 9, 2007 in accordance with local and federal rules.

Good cause exists for continuing the hearing date for defendant's motion in that the parties had previously agreed to an extension of time for plaintiff's opposition, and had intended to

STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING DATE ON DEFENDANT'S MOTION TO DISMISS; CASE NO. C06-7218 SI

	1	provide an equivalent extension for defendant's roply, but through mutual mistake failed to do so		
	2		t and to to so	
Males Brown & Delmis 71 Stevenson Street, 19th Floor San Fahors, CA 94105	3	DATED: 1/26/07	MILLER BROWN & DANNIS	
	4			
	5			
	6		By: Cliff	
	7		ELIZABETH ESTES AMY RALEVINE	
	s		DAMARA MOORE Attorneys for Defendant	
	9	1/25/20	FREMONT UNIFIED SCHOOL DISTRICT	
	10	DATED: 125/07	LEIGH LAW GROUP DBA EDULEGAL	
	11	·	1	
	12		$\Lambda \Lambda / I$	
	13		Ву:	
	14		NIANDY G LEIGH Attorneys for Plantiff	
	15		K.S., a minor, by and through her parents, P.S. and M.S.	
	16			
	17	NAME AND ADDRESS OF THE PARTY O		
⊕	18	IT IS SO ORDERED.		
	19			
	20	DATED:	Duran Delaton	
	21		Hon, Susan Illston United States District Court Judge	
	22		or of the District Court hinge	
	23			
	24			
	25			
	20			
	27			
,	28			
5F 2495;	671	STIPULATION AND [PROPOSED] ORDER CONTINUE TO DISMISS; CASE NO. C06-1218 SI	IG HEARING DATE ON DEPUNDANCES A COMME	
	il i	2000 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	A THE PERSON AND A MAKE A LONG TO A STATE OF THE PERSON AND A PARTY OF	

 $\begin{array}{c} ^{01/25/2007} \text{ 09:24 FAX} \\ \text{Cascel Se0 6:06-07-201782-S3-SID bournemental.4} & \text{Filled I 0011/2360/20007 Page ageo 22 of 2} & \text{2003/003} \end{array}$